

## COURT OF APPEAL MEDIATION SCHEME

### FEES SCHEDULE

The fees payable by the parties under the Court of Appeal Mediation Scheme will be as set out in this Schedule.

#### Non-family mediations

The standard fee per party for a Court of Appeal Mediation is £850 plus VAT, a total of **£1020\***. This includes CEDR Solve's costs of administering and setting up the mediation, and also the mediator's fee. The fee is payable in advance of the mediation **as soon as all parties have agreed the identity of the mediator and the date of the mediation**, and should be paid to CEDR Solve, who will issue a VAT invoice to each party for the sum due. CEDR Solve will be responsible for paying the mediator's fee.

The full fee is payable if the mediation takes place or if the mediation is cancelled less than 24 hours of the start time for the mediation. Reduced fees per party will be payable if the mediation is cancelled after the fee becomes payable but before the mediation, in accordance with the following scale:

Less than 28 days but more than 14 days before the mediation date	<b>£125</b> plus VAT per party
Less than 14 days but more than 7 days before the mediation	<b>£400</b> plus VAT per party
Less than 7 days but more than 24 hours before the mediation	<b>£600</b> plus VAT per party
Less than 24 hours before the mediation	<b>Full fee i.e. £850</b> plus VAT per party

CEDR Solve will issue a refund for the balance if the fee has already been paid prior to notice of cancellation being given.

#### Family law mediations

Parties may opt for the fixed fee as above for non-family cases if they prefer, the whole fee then being payable in advance.

Alternatively the parties may opt for an hourly rate based on the mediator's actual preparation and mediation time, paying the mediator direct at a global rate of **£170 per hour plus VAT**, splitting that hourly rate between them if they so choose by arrangement with the mediator. The parties will be responsible for paying an advanced fixed fee to CEDR Solve for administration and setting up the mediation of **£350 plus VAT per party**.

If the parties opt for an hourly rate, the mediation fee, plus the CEDR Solve administration fee, will be no more than £850 plus VAT in total per party, i.e. the amount of the usual fixed fee under the Court of Appeal Mediation Scheme. Subject to this limit, the parties can agree whatever ceiling they choose with the mediator direct. If any fee requested by the mediator on this basis is not paid by the party concerned, the whole of the balance of the fee referable to that party will become immediately payable and recoverable by CEDR Solve acting for the Court.

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\* Reflecting VAT increases as at January 2011 – Amended by the Civil Appeals Office

### **Additional fees in appeals involving a heavy mediation workload**

In appeals (whether family or non-family) with exceptionally high amounts at stake (in excess of £1 million) or of exceptional complexity, CEDR Solve is authorised by the Court to indicate that such a mediation is more appropriately dealt with on commercial terms through external providers, the Court of Appeal Mediation Scheme being aimed particularly at those who might otherwise find it difficult to gain access to mediation services. Alternatively a fee acceptable to both CEDR Solve and the mediator, and which requires approval by the Court, may be negotiated for the case to continue under the Court of Appeal Mediation Scheme if preferred by the parties.

CEDR Solve  
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